

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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DATE FILED: 8/20/2021

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:
CARO CAPITAL, LLC, CARO PARTNERS, LLC,
:
JUPITER WELLNESS, INC., BRIAN JOHN, and
:
RICHARD MILLER,
:

Plaintiffs,

20-cv-6153 (LJL)

-v-

ORDER

ROBERT KOCH, BEDFORD INVESTMENT
PARTNERS, LLC, KAIZEN ADVISORS LLC, and
JOHN DOES 1-10,
:

Defendants.
:
-----X

LEWIS J. LIMAN, United States District Judge:

Plaintiffs' motion at Dkt. No. 88 is GRANTED IN PART and DENIED IN PART. Plaintiffs may serve a subpoena on Kaizen provided that the subpoena is served on or before August 27, 2021. Plaintiffs' request by letter motion to amend the complaint is denied. A letter motion is not the appropriate vehicle for such a motion. Plaintiffs may make a formal motion to amend, which the Court will decide after it is fully briefed. The motion by Defendants-Counterclaim-Plaintiffs for discovery at Dkt. No. 89 is DENIED. Defendants-Counterclaim-Plaintiffs have not established that any documents have been wrongfully withheld. The Clerk of Court is respectfully directed to close the motions at Dkt. Nos. 88 and 89.

SO ORDERED.

Dated: August 20, 2021
New York, New York



LEWIS J. LIMAN
United States District Judge